



**CALIFORNIA STATE BOARD OF EDUCATION**      **ITEM #WC-14**

**MARCH 2004 AGENDA**

☒ **Specific Waiver**

<b>SUBJECT</b> Request by <b>Santa Clarita Valley Special Education Local Plan Area (SELPA)</b> to waive <i>Education Code</i> (EC) Section 56366.1(g), the August 1 through October 31 timeline on annual certification renewal application for nonpublic agency (NPA) <b>Community Therapies</b> .  Waiver Number: 33-12-2003	<input checked="" type="checkbox"/> <b>Action</b>  <input checked="" type="checkbox"/> <b>Consent</b>
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**RECOMMENDATION**

☒ Approval    ☐ Approval with conditions    ☐ Denial

**SUMMARY OF PREVIOUS STATE BOARD OF EDUCATION DISCUSSION AND ACTION**

California State Board of Education Policy 00-03, allows a special education local plan area (SELPA) director to submit a waiver when there is an urgent need to renew the certification when special education students are currently being provided with services by a nonpublic school or agency (NPA).

**SUMMARY OF KEY ISSUES**

*Education Code* Section 56366 and 56366.1 allows the certification of private service providers by California Department Education (CDE). This certification allows local education agencies a resource pool from which to purchase related special education services. Once an NPA is certified they must submit a renewal application by October 31 of each year.

The renewal application for Community Therapies was not submitted for either the 2003 or 2004 calendar year. The agency mistakenly believed that this was not necessary since they held a certification with an expiration date of December 31, 2004.

Community Therapies is the only certified NPA in the Santa Clarita Valley SELPA that is qualified to provide orientation and mobility instruction services.

The Office of Nonpublic Schools and Agencies is recommending approval of this waiver.

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Authority for the Waiver: *Education Code* Section 56101

Bargaining unit(s) consulted on date(s): Bargaining Unit consultation not required for this waiver.

Position of bargaining unit(s) (choose only one): Bargaining Unit consultation not required for this waiver.

☐

Neutral

☐

Support

☐

Oppose

Name of bargaining unit representative(s): Bargaining Unit consultation not required for this waiver.

Local board approval date(s): SELPA approved 12/18/03

Period of request: 1/1/03 – 3/11/04

<b>FISCAL ANALYSIS (AS APPROPRIATE)</b>
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There will be no fiscal impact. The nonpublic agency will submit the application fee with the required renewal application.

<b>BACKGROUND INFORMATION</b>
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Waiver request forms and supporting documents are available for inspection in the waiver office.